IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 7879 of 2005

Between:

U. Peda Surayya, S/o. Dokarayya,
S.C. Colony, China Sirlam Grama Panchayat, Regidi Amadalavalasa Mandalam,Srikakulam District.

..... PETITIONER

AND

1 District Collector, Panchayat Wing, Srikakulam.
2 District Panchayat Officer, Srikakulam District.
3 The Mandal Development Officer, Regidi Amadalavalasa Mandalam, Srikakulam District.
4 The Executive Officer, China Sirlam Grama Panchayat, China Sirlam, Regidi Amadalavalasa Mandal, Srikakulam District.
5 The Sarpanch, China Sirlam Gram Panchayat, China Sirlam, Regidi Amadalavalasa Mandalam, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in constructing the Gram Panchayat Community hall besides the house of the 5th respondent, without approval of Gram Panchayat General body meeting is bad, illegal, arbitrary and unconstitutional and consequently direct the respondents to construct the Gram Panchayat Community hall in the Government land situated at Sy.No. 222 in an extent of Ac.2.00 of China Sirlam Gram Panchayat, Regidi Amadalavalasa Mandal, Srikakulam District.

Counsel for the Petitioner:MR.ANAND NAIDU MAMIDI

Counsel for the Respondent Nos.1 to 3: G.P.for Revenue

Counsel for the Respondent Nos. 4 and 5 : Sri.D.Srinivas (S.C for Gram Panchayat)

The Court, at the stage of admission, made the following :

ORDER:

This writ petition is filed raising objection as to the location of construction of the Gram Panchayat community hall in China Sirlam Gram Panchayat, Redigi Amadalavalasa Mandal, Srikakulam District.

As can be seen from the material on record, the petitioner has already made representations dated 23.10.2004 and 02.02.2005 to the second respondent- District Panchayat Officer, Srikakulam raising objections as to the location of the said community hall and the said representations are pending before the second respondent.

In the circumstances, without expressing any opinion as to the correctness of the allegations made by the petitioner, the writ petition is disposed of with a direction to the second respondent to consider the objections raised by the petitioner in his representations dated 23.10.2004 and 02.02.2005 and to pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of two weeks from the date of receipt of this order. No costs.

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08.04.2005

Note : Furnish C.C.by tomorrow.

(B/O)

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To

1 District Collector, Panchayat Wing, Srikakulam.
2 District Panchayat Officer, Srikakulam District.
3 The Mandal Development Officer, Regidi Amadalavalasa Mandalam, Srikakulam District.
4 The Executive Officer, China Sirlam Grama Panchayat, China Sirlam, Regidi Amadalavalasa Mandal, Srikakulam District.
5 The Sarpanch, China Sirlam Gram Panchayat, China Sirlam, Regidi Amadalavalasa Mandalam, Srikakulam District.

6 Two C.Cs to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

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